

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING

OF

MONDAY, SEPTEMBER 27, 1982

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Killea at 2:11 p.m. The meeting was recessed by Deputy Mayor Killea at 3:12 p.m. to convene as the Housing Authority. The meeting was reconvened by Deputy Mayor Killea at 4:04 p.m. with Mayor Wilson not present. Deputy Mayor Killea adjourned the meeting at 4:10 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-excused by R-257279 (vacation).

(1) Council Member Mitchell-present.

(2) Council Member Cleator-present.

(3) Council Member Golding-present.

(4) Council Member Williams-present.

(5) Council Member Struiksmma-present.

(6) Council Member Gotch-present.

(7) Council Member Murphy-present.

(8) Council Member Killea-present.

Clerk-Abdelnour (bb)

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Council Member Mitchell-present.

Council Member Cleator-present.

Council Member Golding-present.

Council Member Williams-not present.

Council Member Struiksmma-not present.

Council Member Gotch-present.

Council Member Murphy-present.

Council Member Killea-present.

ITEM-10: INVOCATION

Invocation was given by City Attorney John Witt.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Murphy.

FILE LOCATION:

MINUTES

* ITEM-50: (O-83-58) ADOPTED AS ORDINANCE O-15822 (New Series)

Amending Chapter V, Article 6 of the San Diego Municipal Code by amending Section 56.54 relating to alcoholic beverage consumption prohibited in certain areas.

(Introduced on 9/14/82. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-51: (O-83-34) ADOPTED AS ORDINANCE O-15823 (New Series)

Amending the San Diego Municipal Code by amending Sections 62.0108, 91.02.0304, 91.02.0306, 91.0502, 91.0510, 91.0601, 92.0301, 92.0302, 92.0303, 93.0308, 93.0401, 93.0401.1, 93.0401.3, 93.0402, 93.0403, 95.0101E, 95.0107, 98.07, 98.16, 101.0204, 102.0302, and 102.0303 relating to establishing or adjusting fees for specified City services or permits.

(Introduced on 9/13/82. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-52: (O-83-55 Rev.) REINTRODUCED, TO BE ADOPTED OCTOBER 11, 1982

Amending Chapter X, Article 1, Division 5 of the San Diego Municipal Code by adding Section 101.0550 relating to sidewalk cafes.

(Introduced as amended on 9/14/82. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A301-317).

Motion by Gotch to reconsider item. Second by Struiksma.

Passed. Yeas: 1,2,3,4,5,6,7,8. Nays: None. Not present: M.

CONSENT MOTION BY GOTCH TO RE-INTRODUCE. Second by Struiksma.

Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-53: (O-83-59) ADOPTED AS ORDINANCE O-15824 (New Series)

Incorporating Lots 3 and 4, La Jolla Garden Villas, Map-9449 (approximately 2.47 acres), located on the north side of Nobel Drive between McKellar Drive and Regents Road in the University Community Plan Area, into R-3A and R-4 Zones. (Case-5-81-062. Introduced on 9/14/82. Council voted 9-0. District-1.)

FILE LOCATION:

ZONE 9/27/82

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- ye, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-54: (O-83-49) ADOPTED AS ORDINANCE O-15825 (New Series)

Incorporating a portion of Parcel 1, Parcel Map PM-11508 (approximately 18.2 acres), located north of Lusk Boulevard and east of Sorrento Valley Road, in the Mira Mesa Community Plan Area, into M-IP Zone. (Case-82-0276. Introduced on 9/14/82. Council voted 8-0. Mayor not present. District-5.)

FILE LOCATION:

ZONE 9/27/82

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- ye, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-55: (O-83-50) ADOPTED AS ORDINANCE O-15826 (New Series)

Incorporating Lots 21 and 22, Block 191, University Heights, D'Hemecourt Map Amended (approximately 7,000 square feet), located at 3925 Normal Street in the Uptown Community Plan Area, into CO Zone.

(Case-82-0289. Introduced on 9/14/82. Council voted 8-0.

Mayor not present. District-2.)

FILE LOCATION:

ZONE 9/27/82

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksmā. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-56: (O-83-60) ADOPTED AS ORDINANCE O-15827 (New Series)

Incorporating Lots 42, 43 and 44, Block 114, E.W. Morse's Addition, Map-547 (0.24 acres), located on "G" Street, approximately 100 feet west of 32nd Street in the Southeast San Diego Community Plan Area, into RV Zone.

(Case-82-0333. Introduced on 9/14/82. Council voted 8-0.

Mayor not present. District-4.)

FILE LOCATION:

ZONE 9/27/82

COUNCIL ACTION: (Tape location: A050-058).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Struiksmā. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-57: (O-83-44) INTRODUCED, TO ADOPTED OCTOBER 11, 1982

Introduction of an Ordinance amending Chapter VI, Article 3 of the San Diego Municipal Code by amending Section 63.20.6 relating to certain lifeguards designated harbor police.

(See City Manager Report CMR-82-262.)

COMMITTEE ACTION: Reviewed by PSS on 9/15/82. Recommendation to introduce the Ordinance. Districts 1, 5, 6 and 7 voted yea. District 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A059-064).

CONSENT MOTION BY CLEATOR TO INTRODUCE. Second by Struiksmā. Passed by the following vote: Mitchell-yea, Cleator-yea,

Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-58: (O-83-65) INTRODUCED, TO BE ADOPTED OCTOBER 11, 1982

Introduction of an Ordinance establishing a new parking meter zone (Rate A) and parking time limit of two hours between the hours of 8:00 a.m. and 6:00 pm, Sundays and certain holidays excepted, on the west side of India Street between "G" Street and Market Street; authorizing the installation of the necessary signs and markings.

(Centre City Community Planning Area. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A059-064).

CONSENT MOTION BY CLEATOR TO INTRODUCE. Second by Struiksmayea.

Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-100:

19820927

Four actions relative to awarding contracts:

Subitem-A: (R-83-380) ADOPTED AS RESOLUTION R-257204

For the purchase of electrical components, maintenance materials, and fixtures as follows: 1) Graybar Electric Company, Inc. for Section I, with an option to renew the contract for an additional one-year period; 2) Atlas Wire & Cable for Section II; 3) General Electric Supply Co. for Section III, with an option to renew the contract for an additional one-year period; 4) Dardanella Electric Corp. (DECO) for Sections IV and VI, with a potential escalation of 8 percent during the contract year; 5) Electric Supplies Dist. Co. for Sections V and VIII, with an option to renew the contract for an additional one-year period; and 6) County Wholesale Electric for Sections VII and IX, with an option to renew the contract for an additional one-year period, all for a total estimated cost including tax, terms and escalation, of \$187,672.87. BID-4666

Subitem-B: (R-83-324) ADOPTED AS RESOLUTION R-257205

Quinsey Kawasaki, Inc. for the purchase of eleven police

motorcycles (Kawasaki KZ1000 P-1, 1982) for a total cost including tax and terms, less trade-in allowance, of \$48,316.84. BID-4691
Subitem-C: (R-83-379) ADOPTED AS RESOLUTION R-257206

Pacific Fiberglass Co. for the purchase of two fiberglass reinforced plastic storage tanks for an actual cost including tax, terms and estimated freight, of \$18,993.58. BID-4665
Subitem-D: (R-83-321) ADOPTED AS RESOLUTION R-257207

Chemwest, Inc. for the purchase of spare parts for Netzsch raw sludge pumps for an actual cost including tax, terms and estimated freight, of \$16,385.05. BID-4721L

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-101: (R-83-381) ADOPTED AS RESOLUTION R-257208

Awarding a contract to Vanier Graphics for the purchase of continuous printed utility bill and related forms for a total cost including tax and terms of \$13,422.96 with an option to purchase an additional complete duplicate order within thirty days of delivery of original order with a price decrease of 3.4 percent over original price and minor plate charges not to exceed \$95. BID- 4697

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-102:

19820927

Two actions relative to the final subdivision map of Camelot by the Bay, a one-lot subdivision located westerly of Erie Street and northerly of Ingulf Street:
(Clairemont Mesa Community Area. District-6.)

Subitem-A: (R-83-427) ADOPTED AS RESOLUTION R-257209

Authorizing the execution of an agreement with Breihan Development Inc. for the installation and completion of improvements.

Subitem-B: (R-83-426) ADOPTED AS RESOLUTION R-257210

Approving the final map.

FILE LOCATION: SUBD Camelot by the Bay

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-103:

19820927

Two actions relative to the final subdivision map of Prospect Manor, a one-lot subdivision located on the east side of Prospect Street south of La Jolla Boulevard:

(La Jolla Community Area. District-1.)

Subitem-A: (R-83-401) ADOPTED AS RESOLUTION R-257211

Authorizing the execution of an agreement with Prospect Manor for the installation and completion of improvements.

Subitem-B: (R-83-400) ADOPTED AS RESOLUTION R-257212

Approving the final map.

FILE LOCATION: SUBD Prospect Manor

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-104: (R-83-429) ADOPTED AS RESOLUTION R-257213

Designating October 5, 1982 as the date upon which all property in the Horton Plaza (between Front Street and Fourth Avenue, and "E" Street and "G" Street) Underground Utility District must be ready to receive underground service and October 12, 1982 as the date for the removal of all overhead utility facilities.

(Centre City Community Area. District-8.)

FILE LOCATION:

STRT K-0108

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-105: (R-83-419) ADOPTED AS RESOLUTION R-257214

Authorizing the execution of a deed conveying to the City of Escondido an easement for drainage purposes affecting a portion of Rancho San Bernardo; approving the acceptance by the City Manager of deed of Lake Hodges Estates Development Company conveying to City, an easement for ingress and egress, road, utility, sewer, and domestic water purposes affecting a portion of Lot "A" of Escondido Tract 474.

(Located easterly of Via Rancho Parkway in the City of Escondido.)

FILE LOCATION:

DEED F-1600

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-106: (R-83-410) ADOPTED AS RESOLUTION R-257215

Rescinding Resolution R-222913 which prohibited parking on both sides of Juan Street from 180 feet north of Harney Street to 620 feet south of Harney Street; prohibiting parking of vehicles at all times on both sides of Juan Street and a point 180 feet north of Harney Street and a point 295 feet south of Harney Street; authorizing the installation of the necessary signs and markings. necessary signs and markings.

(Old San Diego Community Planning Area. District-2.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A075-300).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-107: (R-83-413) ADOPTED AS RESOLUTION R-257216

Authorizing the execution of an agreement with Deardorff & Deardorff for professional services for the design and construction of nine beach access stairways and two comfort stations; authorizing the expenditure of \$18,450 from CIP-29-490.1, \$7,050 from CIP-29-490.2, \$9,450 from CIP-29-490.3, \$13,650 from CIP-29-490.4, \$7,550 from CIP-29-490.5, \$7,550 from CIP-29-490.6, \$7,550 from CIP-29-490.7, \$9,850 from CIP-29-490.8, \$8,350 from CIP-29-490.9, \$9,050 from CIP-22-063, and \$15,650 from CIP-22-062 for the above purpose.

(La Jolla, Mission Bay, Pacific Beach and Peninsula Community Areas. Districts-1, 2 and 6.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY MITCHELL TO ADOPT AS AMENDED TO APPROVE THE AGREEMENT WITH THE PROVISIO THAT THE CAMINO DE LA COSTA PROJECT BE DELAYED TO THE LATEST POSSIBLE DATE (NO LATER THAN DECEMBER 31, 1982) TO ALLOW FOR PUBLIC REVIEW BEFORE THE COASTAL AREA COMMITTEE OF THE PARK AND RECREATION BOARD REGARDING DESIGN OF PROJECT AND, IF NECESSARY, BEFORE THE PUBLIC FACILITIES AND RECREATION COMMITTEE IF

FURTHER PUBLIC TESTIMONY/HEARING IS NECESSARY. Second by Williams. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-108: (R-83-439) ADOPTED AS RESOLUTION R-257217

Authorizing the execution of a contract for services to be provided by Design with Conservation Associates for the preparation of an Historical/Architectural Survey of the Golden Hill Planned District; authorizing the transfer of \$10,000 of unexpended CDBG monies, previously allocated to the Golden Hill Street Improvements Program, from Fund 18517, Department 5988, Organization 8802, to Fund 18517, Department 5985, Organization 8505 for the above purpose.

(See City Manager Report CMR-81-124 and Planning Department Report PDR-82- 405. Golden Hill Planned District.

District-8.)

COMMITTEE ACTION: Reviewed by PSS on 3/25/81. Recommendation to adopt the Resolution. Districts 3, 6, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-109: (R-83-422) ADOPTED AS RESOLUTION R-257218

Agreement with Allen Hall Development Corporation for construction of drainage facilities in Euclid Avenue; authorizing the expenditure in the sum of \$9,850 from Capital Outlay Fund 30245 Annual Allocation New Development CIP-58- 001 for the above program.

(Mid-City Community Area. District-3.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-110: (R-83-407) ADOPTED AS RESOLUTION R-257219

Agreement with the San Diego Regional Employment and Training Consortium (RETC) to accept \$45,000 to provide fiscal and programmatic closeout activities and to conduct audits of the 1982 Summer Youth Employment Program from October 1, 1982 to December 31, 1982.

(See City Manager Report CMR-82-362.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-111: (R-83-441) ADOPTED AS RESOLUTION R-257220

Modification to the City's contractual agreement with the San Diego Regional Employment and Training Consortium (RETC) to extend the period of performance for the Street Youth Program for three months, from October 1, 1981 through December 31, 1982; authorizing the expenditure in the sum of \$78,000 from FY 82 program savings for the above program.

(See City Manager Report CMR-82-372.)

COMMITTEE ACTION: Reviewed by PSS on 9/15/82. Recommendation to adopt the Resolution. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-112: (R-83-395) ADOPTED AS RESOLUTION R-257221

Amendment to Agreement with Greene and Jensen Planning and Architecture for professional services for design and removal of architectural barriers in City Buildings - Phase III; authorizing the expenditure in the sum of \$6,000 from CDBG Fund 18518 for the above purpose.

(City-wide Community Areas and Council Districts.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-113: (R-83-406) ADOPTED AS RESOLUTION R-257222

Amendment to the City's agreement with the San Diego Regional Employment and Training Consortium (RETC) to accept \$149,362 in additional funds for REGY's Summer Youth Employment Program and to reduce the period of performance for the contract from December 31, 1982 to September 30, 1982.

(See City Manager Report CMR-82-362.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by

the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-114: (R-83-362) ADOPTED AS RESOLUTION R-257223

Authorizing and approving payment in-lieu of the issuance of a coupon to Mitsui Manufacturers Bank, to replace Coupon No. 24, due May 1, 1980, from City of San Diego 1966 Sewer Revenue Bond, Series A, Number A473, which has been lost, mislaid, destroyed or stolen.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-115:

19820927

Two actions relative to payment in-lieu of the issuance and replacement of coupons from the 1911 Act Special Assessment District:

Subitem-A: (R-83-358) ADOPTED AS RESOLUTION R-257224

Authorizing and approving payment in-lieu of the issuance of three coupons to Dr. and Mrs. Jack C. Francis, to replace coupons from 1911 Act Special Assessment District, Bond Series 3497, Bond No. 22 and Bond No. 69, which have been lost, mislaid, destroyed or stolen.

Subitem-B: (R-83-359) ADOPTED AS RESOLUTION R-257225

Authorizing and approving replacement of nine coupons to Wendell A. Shoberg from 1911 Special Assessment District, Bond Series 3583, Bond No. 713, totaling \$64.41, which have been lost, mislaid, destroyed or stolen.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A065-075).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-200: (R-83-382) ADOPTED AS AMENDED AS RESOLUTION R-257226

Inviting bids for the construction of Tierrasanta Branch Library on Specifications Document No. 118042; authorizing a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to add CIP-23-590.1, Tierrasanta Community Park Recreation Building to the FY 1983 Capital Improvements Program and authorizing the transfer of \$30,000 from PSD Fund 11341 to CIP-23-590.1, Tierrasanta Community Park Recreation Building; authorizing the expenditure not to exceed \$819,000 from Capital Outlay Fund 30245, CIP-35-046, Tierrasanta Branch Library and \$30,000 from PSD Fund 11341, CIP-23-590.1, Tierrasanta Community Park Recreation Building, for providing funds for said project and related costs and authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4730 (Estimated construction contract \$690,000. Tierrasanta Community Area. District-7.)

FILE LOCATION:

W.O. 118042

COUNCIL ACTION: (Tape location: A318-379).

MOTION BY MURPHY TO ADOPT WITH THE CONDITION THAT ANY MONIES FROM

THE COMPLETION OF THE CONSTRUCTION OF TIERRASANTA COMMUNITY PARK BE

USED FOR THE RELOCATION OF THE CHRISTIANA BUILDING PRESENTLY ON THE

SITE BEFORE USING ANY MONIES FROM PARK SERVICE DISTRICT 11341.

Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present

ITEM-201: (R-83-444) ADOPTED AS RESOLUTION R-257227

Authorizing the execution of an agreement with Freilich and Leitner, P.C., for a 12-month period beginning July 1, 1982 through June 30, 1983 for consulting and legal services to the City with respect to the City's Progress Guide and General Plan and Growth Management Program; allocating the sum of \$15,000 from Fund 100, Department 065 and \$15,000 from Fund 100, Department 540, for the purpose of fulfilling the City's obligations under the agreement.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D441-B180).

MOTION BY WILLIAMS TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-nay, Gotch-yea, Murphy-yea, Killea-nay, Mayor Wilson-not present.

ADDITIONAL BUSINESS:

During consideration of this item, the Council made the following recommendation:

MOTION BY GOTCH TO DIRECT PLANNING DEPARTMENT STAFF TO PROVIDE

THE CITY COUNCIL, ON A FUTURE AGENDA, A BREAKDOWN OF TIME SPENT ON

STUDIES OTHER THAN THE GENERAL PLAN, SPECIFICALLY ON THE RESULTS OF

URBANIZATION. Second by Murphy. Passed by the following vote: Mitchell-yea Cleator-yea Golding-yea Williams-yea Struiksma-yea Gotch-yea Murphy-yea Killea-yea Mayor Wilson- not present.

ITEM-S400: (R-83-494) ADOPTED AS R-257228

Calling for sponsorship and support of legislation by the League of California Cities to amend the California Revenue and Taxation Code to provide an exemption from the imposition of sales and use taxes on sales to and purchases by local governmental entities.

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. District 3 and Mayor not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B181-225).

MOTION BY CLEATOR TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S401:

19820927

Two actions relative to San Diego Economic Development Revenue Bonds for Viking Freight System, Inc.:

(See City Manager Reports CMR-82-393 and CMR-82-291. University Planning Area. District-5.)

Subitem-A: (R-83-475) ADOPTED AS RESOLUTION R-257229

Authorizing the issuance of bonds not to exceed \$3,000,000 for Viking Freight System, Inc.; approving the proposed form of supporting documentation and authorizing bond counsel to file a court action to validate the financing and the proceedings.
Subitem-B: (O-83-75) INTRODUCED, TO BE ADOPTED OCTOBER 11, 1982

Introduction of an Ordinance authorizing an agreement with Viking Freight System, Inc. and a trust agreement with Security Pacific National Bank in connection with the issuance of City of San Diego Economic Development Revenue Bonds (Viking Freight System, Inc. Project).

Six votes required.

COMMITTEE ACTION: Reviewed by RULES on 7/19/82. Committee approved the City Manager's recommendation to continue with preparation for an industrial bond issue. Districts 2, 3 and 4 voted yea. District 8 and Mayor not present.

NOTE: Reviewed by Council on 7/26/82. Recommendation to authorize the City Manager to continue with preparation of appropriate documents for issuance of bonds.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A380-440).

MOTION BY STRUIKSMA TO ADOPT SUBITEM A AND INTRODUCE SUBITEM B.

Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-nay, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S402: (R-83-490 Rev.) ADOPTED AS RESOLUTION R-257230

Authorizing the execution of an agreement with Pacific Telephone to lower 456 feet of 15 duct conduit for Black Mountain Road realignment; authorizing the transfer of \$33,000 from CIP-90-245 Capital Outlay Fund Reserves to CIP-54- 102 Black Mountain Road; authorizing the expenditure in the sum of \$33,000 from CIP-54-102 Black Mountain Road for the above project.

(Mira Mesa Community Area. District-5.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C361-425).

MOTION BY STRUIKSMA TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S403: (R-83-479) ADOPTED AS RESOLUTION R-257231

Approving Change Order No. 2, dated September 13, 1982, issued in connection with the contract with R. E. Hazard Contracting Company for Black Mountain Road improvements, said Change Order amounting to a net increase in the contract price of \$124,826; authorizing the City Auditor and Comptroller to transfer the sum of \$51,520.30 from the CIP-90-245, Capital Outlay Reserves to CIP-54-102 Black Mountain Road; authorizing the expenditure from Capital Outlay Fund 30245, CIP-54-102 in the amount of \$51,520.30 and from Carroll Canyon Center Assessment Fund 79280 in the amount of \$73,306.20 for said project.

(Mira Mesa Community Area. District-5.)

FILE LOCATION:

STRT D-2227

COUNCIL ACTION: (Tape location: C361-425).

MOTION BY STRUIKSMA TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S404: (R-82-813) CONTINUED TO OCTOBER 4, 1982, 2:00 P.M. TIME CERTAIN

(Continued from the meetings of April 26, June 15, July 20, August 17 and September 21, 1982; last continued at the City Manager's request.)

Vacating Second Avenue between the center line of "E" and "G" streets; Third Avenue between Plaza and "G" Streets; Plaza Street between Third and Fourth Avenues; "E" Street between Second and Fourth Avenues; "F" Street between First and Fourth Avenues; and Alley in Block 42, Horton's Addition.

(A parcel map is required. Centre City Community Area. District-8.)

NOTE: Hearing open, no testimony taken on 4/26/82. Districts 1 and 6 not present. Hearing open, no testimony taken on 6/15/82. District 4 and Mayor not present. Hearing open, no testimony taken on 7/20/82. Hearing open, no testimony taken on 8/17/82, Districts 1, 4, 5 and Mayor not present. Hearing open, no testimony taken on 9/21/82. Districts 1, 4 and Mayor not present.

FILE LOCATION:

DEED F-1489, STRT J-2419

COUNCIL ACTION: (Tape location: A004-049).

MOTION BY MURPHY TO CONTINUE TO OCTOBER 4, 1982, 2:00 P.M. TIME

CERTAIN AT CITY MANAGER BLAIR'S REQUEST. Second by Struiksmā.

Passed by the following vote: Mitchell-yea, Cleator-yea,
Golding-yea, Williams-yea, Struiksmā-yea, Gotch-yea, Murphy-yea,
Killea-yea, Mayor Wilson-not present.

* ITEM-CS-1: (R-83-455) ADOPTED AS RESOLUTION R-257232

A Resolution adopted by the City Council in Closed Session
on Monday, September 27, 1982:

Authorizing the City Manager to pay the total sum of
\$5,604.41 in settlement of each and every claim against the
City, its agents and employees, resulting from the personal
damage to William G. Norton; authorizing the City Auditor and
Comptroller to issue one check to the contractor doing the
repairs in the amount of \$5,604.41 made payable to Luth
& Truley, Inc. in full settlement of all claims.

FILE LOCATION:

MEET

* ITEM-CS-2: (R-83-456) ADOPTED AS RESOLUTION R-257233

A Resolution adopted by the City Council in Closed Session
on Monday, September 27, 1982:

Authorizing the City Manager to pay the total sum of \$50,000
in the settlement of each and every claim against the City, its
agents and employees, resulting from personal injuries to
Howard George Smith (Superior Court Case No. 412518, Howard
George Smith et al. v. The City of San Diego, et al.);
authorizing the City Auditor and Comptroller to issue one check
in the total amount of \$50,000 made payable to the Clerk of
Superior Court, in full settlement of the lawsuit and all
claims.

FILE LOCATION:

MEET

* ITEM-CS-3: (R-83-433) ADOPTED AS RESOLUTION R-257234

A Resolution adopted by the City Council in Closed Session
on Monday, September 27, 1982:

Authorizing the City Manager to pay the total sum of
\$6,000.00 in settlement of each and every claim against the
City, its agents and employees (Municipal Court Case No.
297802, Linda A. Sandknop v. The City of San Diego and Eastgate
Village Apartments, et al.) resulting from personal injury to
Linda Sandknop; authorizing the City Auditor and Comptroller to

issue one check in the amount of \$6,000.00 made payable to Linda Sandknop and John N. Learnard, Attorney, in full settlement of all personal injury claims.

FILE LOCATION:

MEET

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Killea at 4:10 p.m. in honor of the memory of David S. Kolender, Neta L. Shirk, Petra Damian Estudillo, and James R. Blake.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C426-450).

MOTION BY GOTCH TO ADJOURN. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.